

The Hon. Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

WESCOTT FRANCIS-CURLEY

Defendant.

NO. CR23-126-RSM

**ORDER OF FORFEITURE**

THIS MATTER comes before the Court on the United States' Motion for Order of Forfeiture ("Motion") seeking to forfeit, to the United States, Defendant Westcott Francis-Curley's interest in the following:

- A sum of money (also known as a forfeiture money judgment) in the amount of \$688,470, reflecting the proceeds Defendant Francis-Curley personally obtained from *Wire Fraud*, in violation of 18 U.S.C. § 1343.

The Court, having reviewed the United States' Motion, as well as the other papers and pleadings filed in this matter, hereby FINDS entry of an Order of Forfeiture is appropriate because:

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- 1 • The proceeds of *Wire Fraud*, in violation of 18 U.S.C. § 1343, are
- 2 forfeitable pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C.
- 3 § 2461(c), and 18 U.S.C. § 982(a)(2);
- 4 • In his Plea Agreement, Defendant agreed to forfeit, pursuant to 18 U.S.C.
- 5 § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c), and 18 U.S.C. § 982(a)(2),
- 6 the proceeds he obtained from the commission of *Wire Fraud*, to which he
- 7 entered a guilty plea (Dkt. No. 46, ¶ 13);
- 8 • The forfeiture of this sum of money is separate and distinct from any
- 9 restitution that is ordered in this case; and
- 10 • The forfeiture of this sum of money is personal to Defendant Francis-
- 11 Curley and, pursuant to Federal Rule of Criminal Procedure (“Fed. R.
- 12 Crim. P.”) 32.2(c)(1), no third-party ancillary process is required before
- 13 forfeiting it.
- 14

15 NOW, THEREFORE, THE COURT ORDERS:

16 1. Pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c),  
 17 18 U.S.C. § 982(a)(2), and his Plea Agreement, Defendant Francis-Curley’s interest in a  
 18 sum of money in the amount of \$688,470 is fully and finally forfeited, in its entirety, to  
 19 the United States;

20 2. Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) – (B), this Order will become  
 21 final when Defendant Francis-Curley is sentenced; it will be made part of the sentence;  
 22 and, it will be included in the judgment;

23 3. No right, title, or interest in the identified sum of money exists in any party  
 24 other than the United States;

25 4. Pursuant to Fed. R. Crim. P. 32.2(e), in order to satisfy this Order forfeiting  
 26 the sum of money, in whole or in part, the United States may move to amend this Order,  
 27 at any time, to include substitute property having a value not to exceed \$688,470; and

